

CERTIFICATE OF MAILING PURSUANT TO 37 CFR § 1.8

I hereby certify that these papers are being deposited with the United States Postal Service as first class mail with sufficient postage addressed to BOX RCE, Commissioner for Patents, Washington, D.C. 20231, on October 17, 2002 in Menlo Park, CA.

Thomas Kizer

PATENT

RECEIVED

OCT 25 2002

TECH CENTER 1600/290

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

O'HAGAN et al.

For: **USE OF HYALURONIC ACID
POLYMERS FOR MUCOSAL
DELIVERY OF VACCINE
ANTIGENS**

Serial No.: 09/724,661

Filed: November 28, 2000

Atty. Docket No.: PP01413.101
2302-1413

Examiner: J. Stucker

Group Art Unit: 1648

Confirmation No.: 7716

Customer No.: 27476

**REQUEST FOR CONTINUED
EXAMINATION UNDER 37 CFR §1.114**

BOX RCE
Commissioner for Patents
Washington, D.C. 20231

10/23/2002 BNGUYEN1 00000103 09724661

01 FC:1801
02 FC:1253

740.00 OP
920.00 OP

Dear Sir:

This is a request for continued examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☒ Previously submitted
 - i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on July 17, 2002 (any unentered amendment(s) referred to above will be entered).
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on __.
- b. ☐ Enclosed
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)



RECEIVED

OCT 25 2002

TECH CENTER 1600/2900

3. **Filing Fee**

Description	Claims	Extra	Rate	Fee Code	Fee
Basic Filing Fee				1801	\$740
Independent Claims	2 - 3=	0 x	\$80 =	1201	0
Total Claims	15-20=	0 x	\$18 =	1202	0

Filing Fee -----\$ 740.00

4. **Additional Fees** Applicants hereby request a 3-month extension of time from July 17, 2002 to October 17, 2002. Fee Code 1253 -----\$ 920.00

Total Fees Due-----\$1,660.00

5. **Payment of Fees**/ X / Enclosed is a check for the total fees due in the amount of \$1,660.00/ X / The Commissioner is hereby authorized to charge any additional fees and to credit any overpayment of fees which may be required under 37 CFR §1.16 and §1.17, to Deposit Account No. 18-1648, referencing Atty. Docket No. 2302-1413.

6. Address all future communications to:

CHIRON CORPORATION
Intellectual Property – R440
P.O. Box 8097
Emeryville, CA 94662-8097

7. **Other documents enclosed herewith:**/ X / Return Receipt Postcard/ X / Communication

Respectfully submitted,

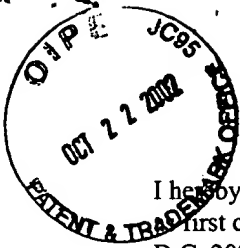
Date:

October 17/2002

By:

Narinder S. Banait
Narinder S. Banait
Registration No. 43,482

CHIRON CORPORATION
Intellectual Property – R440
P.O. Box 8097
Emeryville, CA 94662-8097
Tel.: (650) 325-7812
Fax: (650) 325-7823



Atty Dkt No. PP01413.101
2302-1413
PATENT

TECH CENTER 1600/2900

OCT 25 2002

RECEIVED

I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on October 17, 2002

10/17/02 Diane Kizer
Date Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

O'Hagan *et al.*

Serial No.: 09/724,661

Art Unit: 1648

Filing Date: November 28, 2000

Examiner: STUCKER, J.

Title: USE OF HYALURONIC ACID POLYMERS FOR MUCOSAL DELIVERY OF VACCINE ANTIGENS

COMMUNICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This communication accompanies the attached RCE in the above-referenced application. In the Advisory Action, the Examiner stated that claim 5 depended from claim 41. In the Amendment filed on July 17, 2002, the applicants had included a marked up version showing the amendments made (Appendix A) and a clean copy of all the pending claims after incorporation of the amendments (Appendix B). In both appendices, claim 5 depends from claim 1. However, claim 5, as shown on page 2 in the body of the amendment, depends from claim 41 and is a typographical error. The Examiner is respectfully requested to consider amendments shown in Appendix A and the pending claims as shown in Appendix B. However, the applicants will correct the typographical error if the Examiner believes further clarification is required.

*Ex. note
Corr.
Request
resub*

Please send all further written communications in this case to:

Alisa A. Harbin, Esq.
CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, CA 94662-8097.

Respectfully submitted,

Date: October 17/2002

By: Narinder S. Banait
Narinder S. Banait
Registration No. 43,482

ROBINS & PASTERNAK LLP
545 Middlefield Road, Suite 180
Menlo Park, CA 94025
Telephone: (650) 325-7812
Fax: (650) 325-7823